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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: JOHN P. RUCKART)	
)	
SERIAL NO.: 10/086,338)	ART UNIT:
)	2645
FILED: March 1, 2002)	
)	EXAMINER:
FOR: TELEPHONE HOLD FEATURE)	Lisa Hashem

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Number 571-273-8300 on August 25, 2005

Sheila Smedick



8-25-05

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REQUEST TO WITHDRAW FINALITY OF OFFICE ACTION

Applicant requests that the finality of the last office action be withdrawn. In the Office Action mailed February 9, 2005, claim 6 was rejected solely on 35 U.S.C. § 112, first paragraph. Applicant's response filed May 9, 2005 amended claim 6 to remove "via a web interface" and to eliminate the term "group" objected to by the Examiner. This amendment essentially broadened claim 6. There is no reason why this amendment necessitated the new grounds of rejection based on Dutta and Okun. Clearly, Dutta and Okun could have been applied to claim 6 as pending on February 9, 2005 and the broadening of claim 6 did not necessitate a new ground of rejection. It is not clear how broadening a claim can necessitate a new grounds of rejection.

In view of the foregoing, Applicant requests that the finality of the office action mailed July 27, 2005 be withdrawn. Early notification to this effect is respectfully requested.

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BILL-0271

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If there are charges with respect to this matter or otherwise, please charge them to
Deposit Account No. 06-1130.

Respectfully submitted,

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Date: August 25, 2005